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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**

8 Marvin A. Saunders,
9

10 Plaintiff,

11 v.

12 Michael Astrue, Commissioner of the
13 Social Security Administration,

14 Defendant.
15

No. CV08-0595-PHX-DGC

AMENDED ORDER

16 Plaintiff's attorney has filed a motion to modify court order dated May 1, 2012
17 pursuant to Fed. R. Civ. 60(b). Doc. 53. The Court will grant the motion.

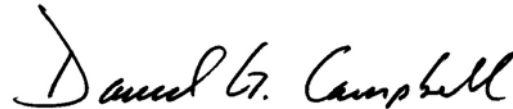
18 **I. Background.**

19 On March 27, 2008, Plaintiff filed a request for judicial review of Defendant's
20 finding that Plaintiff was not disabled under the Social Security Act and was not entitled
21 to Disability Insurance Benefits. Doc. 1. On September 16, 2009, the Court affirmed
22 Defendant's decision. Doc. 20. Plaintiff appealed to the Ninth Circuit, and on May 12,
23 2011, the Ninth Circuit remanded the matter to this Court for further proceedings.
24 Doc. 31-1. On August 25, 2011, the Court remanded the matter to Defendant for an
25 award of benefits. Doc. 38. Plaintiff's attorney filed a motion for an award of attorneys'
26 fees pursuant to 42 U.S.C. § 406(b). Doc. 49. The Court entered an order (Doc. 52)
27 granting the attorneys' fees. Plaintiff's attorney then filed a motion to modify court order
28 dated May 1, 2012 pursuant to Fed. R. Civ. P. 60(b). Doc. 53. Counsel for Defendant

1 have indicated to the Court that they do not oppose the motion.

2 **IT IS ORDERED** that Plaintiff's counsel's motion to modify Court order
3 (Doc. 53) is **granted**. The Court's order (Doc. 52) is modified to reflect attorneys' fees
4 in the amount of \$26,908.00.

5 Dated this 24th day of May, 2012.

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David G. Campbell
United States District Judge